

Governmental Operations Committee

**Wednesday, March 15, 2006
3:30 – 5:30 PM
Morris Hall**

Committee Action Report

COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
David Rivera (Chair)	X		
Frank Attkisson	X		
Loranne Ausley	X		
Anna Benson	X		
Kenneth Gottlieb	X		
David Meador	X		
Ray Sansom	X		
Totals:	7	0	0

Committee meeting was reported out: Wednesday, March 15, 2006 6:34:37PM

COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

HB 323 : Reemployment After Retirement

☒ *Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Meador	X				
Ray Sansom	X				
David Rivera (Chair)	X				
Total Yeas: 7		Total Nays: 0			

Appearances:

Reemployment After Retirement

Frank Messersmith (Lobbyist) - Opponent

Florida Sheriffs Association

2901 Lake Bradford Road

Tallahassee, Florida,

Phone: 576-5858

Reemployment After Retirement

Sheriff Ed. Dean - Opponent

Marion County

P. O. Box 1987

Ocala, Florida 34478

Phone: 352-368-3510

Reemployment After Retirement

Colonel Gary Terry - Opponent

Hillsborough County Sheriffs Office

Tampa, Florida,

Phone: 813-247-8271

Reemployment After Retirement

Mr. Nelson Cuba - Proponent

Jacksonville FOP President

5530 Beach Blvd.

Jacksonville, Florida,

Phone: 904-307-1882

Reemployment After Retirement

David Murrell, Ex. Director (Lobbyist) - Proponent

Florida Police Benovolent Association Inc.

Tallahassee, Florida 32301

Phone: 850-222-3329

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

HB 757 : Polk County

☒ *Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson			X		
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)				X	
Total Yeas: 5 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

HB 783 : Wellness Programs for State Employees

☒ *Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)	X				
Total Yeas: 7 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

HB 1001 : Public Records

☒ *Favorable With Committee Substitute*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)				X	
Total Yeas: 6 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

PCB GO 06-29 : State Financial Matters

☒ *Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)	X				
Total Yeas: 7 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

PCB GO 06-30 : Public Records Exemption for Alternative Investments

☒ *Favorable With Amendments*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)	X				
Total Yeas: 7 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

PCB GO 06-34 : Procurement of Contractual Services by a State Agency

☒ *Favorable*

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Frank Attkisson	X				
Loranne Ausley	X				
Anna Benson	X				
Kenneth Gottlieb	X				
David Mealor	X				
Ray Sansom	X				
David Rivera (Chair)	X				
Total Yeas: 7 Total Nays: 0					

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COMMITTEE MEETING REPORT
Governmental Operations Committee

3/15/2006 3:30:00PM

Location: Morris Hall (17 HOB)

Summary:

Governmental Operations Committee

Wednesday March 15, 2006 03:30 pm

HB 323	Favorable With Committee Substitute	Yeas: 7 Nays: 0
HB 757	Favorable	Yeas: 5 Nays: 0
HB 783	Favorable With Committee Substitute	Yeas: 7 Nays: 0
HB 1001	Favorable With Committee Substitute	Yeas: 6 Nays: 0
PCB GO 06-29	Favorable	Yeas: 7 Nays: 0
PCB GO 06-30	Favorable With Amendments	Yeas: 7 Nays: 0
PCB GO 06-34	Favorable	Yeas: 7 Nays: 0

Committee meeting was reported out: Wednesday, March 15, 2006 6:34:37PM

Comparison of last year's bill (SB 1146) with this year's PCB GO 06-34

Topic	2005 (SB 1146)	2006 (PCB GO 06-34)
Organization	Two entities: Center and Commission	One entity: Council on Efficient Government
Power of entity	Could stop procurement during process	Advise and evaluate
Procurements which undergo review	Service contracts > \$10 mil; Procurements requiring adjustment to agency budget; "free," "no-cost," and shared savings contracts > \$10 mil; those directed by law	All outsourcing procurements
Process of entity	Gate process, defined in statute	As determined by council
Business case required	Yes, for contractual services procurements > \$1 mil	Yes, for all proposed outsourcings
Business case submitted to	Center/Commission or Legislature	Council, Legislature, and Governor
Submission of business case with LBR required	Yes	No
Additional contract terms	Yes	Yes
Prevent contact during procurement	No	Yes
CFO review of contracts	Yes	No
Requires positions placed in reserve	Yes	No
Negotiator certification	Certified by DMS for contracts > \$1 million	Certified by DMS for contracts > \$1 mil; certified Project Management Professionals for contracts > \$10 million
Prohibit contractor supervision of state employees	Yes	Yes
Prohibit contractor involvement in self-interested procurements	Yes	Yes
Contract amendments	Submit certain amendments to Governor and Legislature	Submit certain amendments to Governor and Legislature
Lobbying provision	No	Agency may not prohibit lobbying during contract term
Cabinet agencies included?	No	Yes
Appropriations:	\$1 Million (8 FTEs)	\$1,250,000 (10 FTEs), plus \$500,000 for negotiator training

AFFIDAVIT OF PUBLICATION
The Polk County Democrat

Published Semi-Weekly
Bartow, Polk County, Florida

Case No.
STATE OF FLORIDA

COUNTY OF POLK:

Before the undersigned authority personally appeared Shirley J. Whitaker, who on oath says that he or she is Classified Manager of The Polk County Democrat, a newspaper published at Bartow in Polk County, Florida; that the attached copy of advertisement, being a Notice of Publication in the matter of 2006 session of the Florida Legislature amend chapter 88-443, was published in said newspaper in the issues of Dec. 19, 2005.

Affiant further says that The Polk County Democrat is a newspaper published at Bartow, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, each Monday and Thursday and has been entered as periodicals matter at the post office in Bartow, in said Polk County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Signed

Shirley J. Whitaker

Sworn to and subscribed before me this 21st. day of Dec., 2005, by Shirley J. Whitaker, who is personally known to me.

Teresa M. Crutchfield
(Signature of Notary Public)

Teresa M. Crutchfield
Notary Public

**NOTICE OF PUBLICATION
TO WHOM IT MAY CONCERN**

Notice is hereby given of intention to apply to the 2006 session of the Florida Legislature for passage of an act to amend chapter 88-443, Laws of Florida, to revise the existing legislation related to the classified service of the Polk County Sheriff's Office. The bill is an act relating to Polk County; amending chapter 88-443, Laws of Florida, as amended; excluding certain positions from the classified service of the Sheriff's Office of Polk County; removing legislative intent; revising names of units and titles of persons in the Sheriff's Office; revising terminology; revising the effective date of appointments to the personnel board; reducing the term of the chairperson of the board; specifying the office and departments from which members are elected to the Members Nominating Committee; revising the effective date of the initial probationary period; and providing an effective date. Sheriff Grady Judd, 455 N. Broadway, Bartow, FL 33830.
Dec. 19, 2005-4004

**HOUSE OF REPRESENTATIVES
2006 LOCAL BILL CERTIFICATION**

BILL #: 757
SPONSOR(S): Rep John R. Stargel
RELATING TO: Polk County Sheriff's Office
(Indicate Area Affected (City, County, Special District) and Subject)
NAME OF DELEGATION: Polk County
CONTACT PERSON: Rachel Barnes
PHONE # and E-Mail: (863) 413-2877 or (830) 488-2270 - rachel.barnes@myfloridahouse.gov

I. House policy requires that three things occur before a council or a committee of the House considers a local bill: (1) The members of the local legislative delegation must certify that the purpose of the bill cannot be accomplished at the local level; (2) a local public hearing by the legislative delegation must be held in the area affected; and (3) at or after any local public hearing, held for the purpose of hearing the local bill issue(s), the bill must be approved by a majority of the legislative delegation, or a higher threshold if so required by the legislative delegation. Local bills will not be considered by a council or a committee without a completed, original Local Bill Certification Form.

(1) Does the delegation certify that the purpose of the bill cannot be accomplished locally? YES ☒ NO ☐

(2) Has a public hearing been held? YES ☒ NO ☐

Date hearing held: Dec. 14, 2005

Location: Neil Combee Admin. Bldg., 330 W. Church St., Bartow, FL.

(3) Was this bill formally approved by a majority of the delegation members? YES ☒ NO ☐ UNIT RULE ☐ UNANIMOUS ☐

II. Article III, Section 10, of the State Constitution prohibits passage of any special act unless notice of intention to seek enactment of the bill has been published as provided by general law (s. 11.02, F. S.) or the act is conditioned to take effect only upon approval by referendum vote of the electors in the area affected.

Has this constitutional notice requirement been met?

Notice published: YES ☒ NO ☐ DATE Dec. 19, 2005

Where? Polk Co. Democrat County Polk County

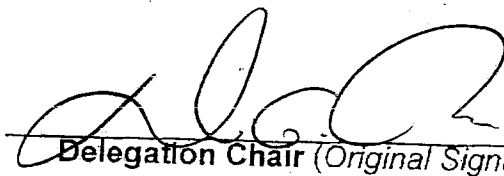
Referendum in lieu of publication: YES ☐ NO ☒

III. Article VII, Section 9(b), of the State Constitution prohibits passage of any bill creating a special taxing district, or changing the authorized millage rate for an existing special taxing district, unless the bill subjects the taxing provision to approval by referendum vote of the electors in the area affected.

Has this constitutional taxation requirement been met?

YES ☐ NO ☐ NOT APPLICABLE ☒

House policy requires that an Economic Impact Statement for local bills be prepared at the local level.


Delegation Chair (Original Signature) Date 2/17/06

HOUSE OF REPRESENTATIVES

2006 ECONOMIC IMPACT STATEMENT

House policy requires that economic impact statements for local bills be prepared at the LOCAL LEVEL. This form should be used for such purposes. It is the policy of the House of Representatives that no bill will be considered by a council or a committee without an original Economic Impact Statement. This form must be completed whether or not there is an economic impact. If possible, this form must accompany the bill when filed with the Clerk for introduction. In the alternative, please submit it to the Local Government Council as soon as possible after the bill is filed.

BILL #:

HB 757

SPONSOR(S):

Representative John Stargel

RELATING TO:

Polk County -- Sheriff's Office Civil Service Law(Indicate Area Affected (City, County, Special District) and Subject)**I. ESTIMATED COST OF ADMINISTRATION, IMPLEMENTATION, AND ENFORCEMENT:**

Expenditures:

NoneFY 06-07FY 07-08ØØ**II. ANTICIPATED SOURCE(S) OF FUNDING:**

Federal:

NoneFY 06-07FY 07-08ØØ

State:

None

Local:

None**III. ANTICIPATED NEW, INCREASED, OR DECREASED REVENUES:**

Revenues:

NoneFY 06-07FY 07-08ØØ**IV. ESTIMATED ECONOMIC IMPACT ON INDIVIDUALS, BUSINESS, OR GOVERNMENTS:**

Advantages:

None

Disadvantages:

None

Economic Impact Statement
PAGE 2

V. ESTIMATED IMPACT UPON COMPETITION AND THE OPEN MARKET FOR
EMPLOYMENT:

None

VI. DATA AND METHOD USED IN MAKING ESTIMATES [INCLUDE SOURCE(S) OF
DATA]:

None

PREPARED BY: Scott A. Wilder

[Must be signed by Preparer]

Date

TITLE:

Director of Communications

REPRESENTING:

Polk County Sheriff's Office

PHONE:

(863.534.6299)

E-Mail Address:

swilder@polksheriff.org

